

#18

Practitioner's Docket No. 55225 (71699)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: N. Franano
Application No.: 09/669,051 Group No.: 1651
Filed: September 24, 2000 Examiner: K. Srivastava
For: SYSTEMS AND METHODS FOR OPENING OBSTRUCTED BIOLOGICAL
CONDUITS

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Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450
Mail Stop 313b

JUL 03 2003
OFFICE OF PETITIONS

NOTE: Petitions to withdraw patent applications from issue after payment of the issue fee are decided by the Director of the Office of Patent Publication. M.P.E.P. Section 1002.02(r), 7th ed.

NOTE: Since a patent number and issue date are assigned to an application approximately within 6-8 weeks after the issue fee is received in the Patent and Trademark Office, and this event starts a printing routine that takes about 8 weeks, the availability of an application file being processed into a patent is restricted. M.P.E.P. Section 1306.03, 7th ed.

PETITION FOR WITHDRAWAL FROM ISSUE—ISSUE FEE PAID
(37 C.F.R. Section 1.313(b))

PETITION

1. Applicant hereby petitions for the withdrawal of this application from issue.

PATENT ISSUE FEE

2. The issue fee for this case has been paid on June 23, 2003

07/07/2003 AKELLEY 00000003 09669051

01 FC:1460

130.00 DP

(complete the following, if known)

This application is scheduled to

☐ issue on _____

☐ as patent _____

07/07/2003 AKELLEY 00000003 09669051 NOTE: While the specific time period varies, an allowed application generally receives a patent number and issue date within

01 FC:1460

130.00 DP

Petition for Withdrawal from Issue - Issue Fee Paid (37 C.F.R. Section 1.313(b)) - page 1 of 3

two weeks after the issue fee is received in the Patent and Trademark Office." M.P.E.P. Section 1308.

REASON(S) FOR WITHDRAWAL REQUEST

NOTE: "When the issue fee has been paid, the application will not be withdrawn from issue for any reason except: (1) A mistake on the part of the Office; (2) A violation of Section 1.56, or illegality in the application; (3) Unpatentability of one or more claims; or (4) For interference; (5) For abandonment to permit consideration of an information disclosure statement under Section 1.97 in a continuing application." 37 C.F.R. Section 1.313(b).

3. The reason for the request for withdrawal from issue is:

(check applicable item(s) below)

- (a) ☐ there has been a mistake on the part of the Office.
(b) ☐ there has been a violation of Section 1.56, or illegality in the application.
(c) ☐ one or more of the claims are unpatentable.
(d) ☐ for purposes of declaring an interference.
(e) ☐ for abandonment to permit consideration of an information disclosure statement under Section 1.97 in a continuing application.
(f) ☒ other. Consideration of Information Disclosure Statement, PTO-1449 and cited prior art. A Request for Continued Examination is filed herewith together with the Information Disclosure Statement.

Further details as to the reason(s) for this withdrawal request are set forth on the attached _____ sheet(s).

AMENDMENT

NOTE: Any amendment accompanying a petition to withdraw an application from issue must comply with the requirements of Section 312 (Amendment after allowance) 37 C.F.R. Section 1.313(a).

4. ☐ Accompanying this petition is an amendment.

PETITION FEES

NOTE: The fee need only be paid, if the reason for withdrawal is not the fault of the Office. 37 C.F.R. Section 1.313(a).

5. The petition fee (37 C.F.R. Section 1.17(i)) is paid as follows:

- ☒ Enclosed is a check in the sum of \$130.
☐ Charge Account _____ the sum of \$130.

A duplicate of this petition is attached.

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Signature of Practitioner

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Plus 9 Added Pages